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Pamela L. Rader

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Pamela L. Rader

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In Re U.S. Patent Application Serial No. 09/899,572

Title: Correction of Red-Eye Effects in Images

Filing Date: July 5, 2001

Attorney Docket No. 187-006-USP

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Number..... 09/899,572
 Filing Date July 5, 2001
 Inventorship Nesterov et al.
 Applicant Corel Corporation
 Attorney's Docket No. 197-006-USP
 Title: Correction of "Red-Eye" Effects in Images
 Examiner..... Wu, Jingge
 Art Unit 2623

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From: Peter B. Scull (Tel: 720-377-0773; Fax: 720-377-0777)
 Customer No. 45346

COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE

The Applicant acknowledges with appreciation the allowance of claims 1-10, 12-16, 22-23, 26-28, 30-31, 67-76 (renumbered 1-32) in the subject application by the Examiner. The Applicant agrees with the Examiner's Statement of Reasons for Allowance to the extent that claims 1-10, 12-16, 22-23, 26-28, 30-31, 67-76 (renumbered 1-32) are patentable over the references in the record.

However, the Applicant expressly traverses the Examiner's Statement of Reasons for Allowance to the extent that any statement is intended to or has the intended or unintended effect of limiting a claim scope, explicitly or implicitly, by not reciting verbatim the respective claim language, or is intended to or has the effect of limiting a claim scope by stating or implying that all the reasons for patentability are in any way fully enumerated. The Applicant specifically does not acquiesce or agree in any manner as to any assertion in Examiner's statements that may be interpreted to narrow the claims to less than their recited scope.

More specifically, Applicant does not acquiesce in any reasons for allowance which rely solely upon any singled-out limitations from any of the enumerated claims. Even though these singled-out limitations may provide distinctiveness over the art of

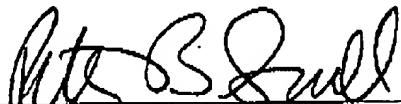
record, and indeed even if these may provide patentability, Applicant does not acquiesce in any requirement or interpretation that these may provide the reasons, particularly not the sole reasons, for patentability over the art. Rather, Applicant reserves the right to maintain patentability based upon any of the Examiner's singled-out limitations as well as or alternatively upon other limitations or combinations of limitations not described in the Reasons for Allowance or upon any combination thereof as explicitly or implicitly occurring in any of Applicant's claims.

Moreover, Applicant does not acquiesce in nor necessarily agree with the statements of the closest prior art. Whether Gupta (US Patent No. 6,204,858) and/or Bentani (US Patent No. 5,432,863) are or are not the closest prior art is an open question which has not been determined on the record, and, Applicant therefore respectfully reserves the right to contest this determination at a later and more appropriate time.

If there are any questions, please contact the undersigned attorney.

Dated: November 3, 2005

Respectfully submitted,



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